IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

Bail Appl..No. 847 of 2007()

CRIME NO. 48/07 OF AROOR POLICE STATION

PETITIONERS

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1. ANEESH, AGED 32 YEARS, S/O. AMBUJAKSHAN, PUTHIYATH HOUSE, AROOR KARA, AROOR.

2. SURAJ, AGED 26 YEARS, S/O. SUDHARSHAN, PUTHIYATH HOUSE, AROOR KARA.

3. VINOD, AGED 28 YEARS, S/O. SURESH, POKKALA PARAMBIL, AROOR.

4. JOHNSON, AGED 28 YEARS, S/O. AUGUSTINE, CHANNIYIL HOUSE, AROOR.

5. BIJU, S/O. APPUKUTTAN, MALIAKKAL HOUSE, MATTUMMEL, THEVARA, ERNAKULAM.

BY ADV. SRI.DINESH MATHEW J.MURICKEN
SRI.P.V.BALAKRISHNAN

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE SUB INSPECTOR OF POLICE, AROOR POLICE STATION, THROUGH THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/02/2007 ALONG WITH B.A. 848/07, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application Nos. 847 and 848 of 2007

DATED: 13th February, 2007

O R D E R

The common petitioners are accused Nos. 1 to 4 and 7 in Crime Nos. 47 and 48 of 2007 of Aroor Police Station for offences punishable under Sections 143, 147, 148, 452, 427, 324 read with Sec. 149 I.P.C., seek anticipatory bail. In Crime No. 47 offences punishable under Sections 506 (ii) and 308 are also involved.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioners are members of a gunda gang who were on a destruction spree and had unleashed violence and destruction on 3-2-2007. They had also attacked the inmates of the two houses. They had come in search of one Unni and were virtually on the rampage.

3. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioners should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioners surrender before the Magistrate concerned and file an application for regular bail within 10 days from today, the same shall be considered and disposed of preferably on the same date on which it is filed.

With the above observation these applications are dismissed.

V.RAMKUMAR, JUDGE.

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